

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

RUSSEL McELMURRY, d/b/a	)	
McELMURRY CHEMICAL,	)	
	)	
	)	
Plaintiff,	)	
v.	)	1:04CV389
	)	
ALEX FERGUSON, INC.	)	
	)	
Defendant.	)	

**J-U-D-G-M-E-N-T**

For the reasons in an Order filed simultaneously herewith,

**IT IS HEREBY ORDERED AND ADJUDGED** that Defendant's motion for summary judgment (docket no. 30) is **GRANTED** in part and **DENIED** in part. More specifically, the motion is granted as to Plaintiff's claims for conversion and tortious interference with business relations, and the motion denied as to Plaintiff's claims for breach of contract, misappropriation of trade secrets, and unfair or deceptive trade practices.



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Wallace W. Dixon  
United States Magistrate Judge

March 8, 2006